IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF JUNE TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
and
HON'BLE Ms. JUSTICE G.ROHINI

TAKEN UP WRIT PETITION NO : 11216 of 1992

Between:

B. Govinda Rajulu, Secretary,
The Consumers Welfare Association, Bitragunta-524142

..... PETITIONER

AND

1 The Executive Officer, S.C. Railway, Vijayawada
2 The Addl. Divisional Railway Manager (Works), S.C. Railway, Vijayawada.
3 The District Collector, Nellore.
4 The M.R.O., Bogole Mandal, Nellore Dist.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction, or Writ, more particularly one in the nature of Writ of Mandamus directing the respondents to stay all further proceedings with regard to eviction notices served on the poor hut dwellers of Railway Land at Bitragunta by the Executive Officer and Additional Divisional Railway Manager (Works), South Central Railway, Vijayawada Vide

Notice No.B/W.274/1/Land; dt; -Nil- until the District Collector, Nellore, and his subordinate Officers make necessary alternative arrangements and to pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

For the Petitioner : BY REPRESENTATION

For the Respondents 1 & 2 : Mr. J.R.Gopala Rao,
Advocate, Not present
For the respondents 3 & 4 : G.P. for Revenue.

The Court Made the Following :

ORAL ORDER:

(Per Hon'ble The Chief Justice)

....

1. A letter was addressed to the Chief Justice by the Consumers Welfare Association, Bitragunta, Nellore District, for immediate intervention in the matter with the orders of stay restraining the Executive Officer and Additional Divisional Railway Manager (Works), South Central Railway, Vijayawada, from proceeding further in the direction issued on the question of Railway land till alternative arrangements are made.

2. The letter dated 10.08.1992 was treated as public interest litigation. Rule nisi was issued, but without any interim relief. Till date there has been no response from the respondents or any interest is shown by the petitioner. In such like matters, by passage of time the very prayer made in the writ petition is rendered infructuous. Accordingly writ petition is closed.

ASSISTANT REGISTRAR

// **TRUE COPY** //

SECTION OFFICER.

To

1 The Executive Officer, S.C. Railway, Vijayawada
2 The Addl. Divisional Railway Manager (Works), S.C. Railway, Vijayawada.
3 The District Collector, Nellore.
4 The M.R.O., Bogole Mandal, Nellore Dist.
5. The Special Officer, Public Interest Litigation Cell, High Court Buildings, Hyderabad.
6. The Secretary, A.P. State Legal Aid and Advisory Board, High Court Buildings, Hyderabad.
7. The Secretary to Government of A.P., Home Department, Secretariat, Hyderabad.
8. 2 CD copies.
9. 2 CCs to the G.P. for Revenue, High Court of A.P., Hyderabad (OUT)

VRK.

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
AND
HON'BLE Ms. JUSTICE G. ROHINI.

W.P.NO. 11216 OF 1992.

(Order of the Bench delivered by
Hon'ble The Chief Justice)

Dt: 15.06.2004.